IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 15902 of 2005

Between:

Vankina Radhakrishna, S/o. Sudarshana Rama Rao,
R/o. Badampudi Village, Ungutur Mandal, W.G.District.

..... PETITIONER

AND

1 The District Collector, W.G.District, Eluru.
2 The Joint Collector, W.G.District, Eluru.
3 The Mandal Revenue Officer, Bhimadole, W.G.District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ of Mandamus or any other appropriate writ, order or direction, declaring the action of the 2nd respondent in not considering and disposing of the petition filed by the petitioner in S.R.15(1)-/99 under Sec.15 (1) of the A.P. (Andhra Area) Estates (Abolition and conversion into Ryotwari) Act and the action of the respondents in interfering with the petitioners possession and enjoyment of the land to an extent of Ac.16.00 cents in R.S.Nos.460 and 463 of Amberpeta Village, Bhimadole Mandal, W.G.District as illegal, arbitrary, violative of Principles of Natural Justice and unconstitutional.

Counsel for the Petitioner : MR.K.CHIDAMBARAM

Counsel for the Respondents: GP FOR REVENUE

The Court made the following :

ORDER:

This Writ Petition is filed by the petitioner to declare the action of the second respondent in not considering and disposing of the petition filed by the petitioner in S.R. 15(1)-/1999 under Section 15(1) of the Andhra Pradesh (Andhra Area) Estates (Abolition and Conversion into Ryotwari) Act (for short **'the Act')** and the action of the respondents in interfering with the petitioner's possession and enjoyment of the land to an extent of Ac.16.00 cents in R.S.Nos.460 and 463 of Amberpeta Village, Bhimadole Mandal, West Godavari District as illegal, arbitrary and violative of principles of natural justice.

It is the case of the petitioner that he submitted a petition to the second respondent under Section 15(1) of the Act, who is the competent authority under the provisions of the Act in the year 1999, requesting him to declare that he and his predecessors in title are the owners of the land in question and to grant patta in respect of the said land, but the second respondent has not passed any orders, so far, on the said petition.

Considering the facts and circumstances of the case, I deem it appropriate to dispose of the Writ Petition with a direction to the second respondent to consider and dispose of the petition submitted by the petitioner in the year 1999 which was numbered as S.R.15 (1)/1999, in accordance with law, within a period of eight weeks from the date of receipt of a copy of the Order after giving opportunity of being heard to the petitioner. Till such time, the respondents are directed not to dispossess

the petitioner from the land in question.

Accordingly, the Writ Petition is disposed of. No order as to costs.

(ELIPE DHARMA RAO, J)

Dt: 21.07.2005

bsv/lvl

To

1 The District Collector, W.G.District, Eluru.
2 The Joint Collector, W.G.District, Eluru.
3 The Mandal Revenue officer, Bhimadole, W.G.District.

4 Two CCs to the Government Pleader for Revenue, High Court of A.P.,

Hyderabad (OUT)

5. Two CD copies